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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Steven Ray Funk,

10 Plaintiff,

11 v.

12 Centurion Medical, et al.,

13 Defendants.
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No. CV-19-00426-TUC-DCB

ORDER

15 Plaintiff, confined in the Pima County Adult Detention Center (PCADC), brought
16 this action on August 26, 2019, and filed an Amended Complaint on September 27, 2019.
17 The Amended Complaint was screened, Plaintiff was granted *in forma pauperis* status, and
18 the Court ordered the United States Marshals Service to serve the Amended Complaint on
19 the Defendants. On June 16, 2020, the Plaintiff filed a Motion for an Order by this Court
20 directing that he be excepted from electronic filing and that the Court order PCADC to
21 assist him with copies and certificates which are required under Fed. R. Civ. P., Rule 5.

22 Rule 5 provides for general service of papers other than the Pleadings, including the
23 original complaint. Rule 5(b)(2)(E) provides for the Plaintiff to serve any registered user
24 of the Court's electronic filing system (CM/ECF), which include all the Defendants who
25 are represented by counsel, by sending his documents to the Clerk of the Court for filing
26 in CM/ECF. Accordingly, even though the Plaintiff does not have access to electronically
27 file his documents in CM/ECF, the documents are being filed by the Clerk of Court "with
28 the court's electronic-filing system" and no certificate of service is required. Rule

1 5(d)(1)(B).

2 **Accordingly,**

3 **IT IS ORDERED** that the Plaintiff's Motion (Doc. 21) is DENIED AS MOOT
4 because he is not electronically filing in the case, but his documents are being filed with
5 the electronic-filing system and there is no need for PCADC to assist him with copies and
6 certificates of service.

7 Dated this 29th day of June, 2020.

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Honorable David C. Bury
United States District Judge